In the High Court of Punjab and Haryana, Chandigarh.

C.W.P. No.7688 of 2007

Date of Decision: 21.5.2007

Sunder Singh

…Petitioner.

Versus

Pepsu Road Transport Corporation, Patiala and Another.

…Respondents.

CORAM: HON'BLE MR.JUSTICE M.M.KUMAR
HON'BLE MR.JUSTICE RAJESH BINDAL

Present: Mr.Rai Singh Chauhan, Advocate
for the petitioner.

JUDGMENT

M.M.KUMAR, J.

This petition filed under Article 226 of the Constitution prays for quashing wholly insensitive and inhumane action on the part of the respondents whereby they have not released the retiral/pensionary dues of the petitioner despite the fact that he was retired on 31.12.1997 and the writ petition being C.W.P. No.2985 of 1984 filed by the respondents was also dismissed by this Court on 28.1.2004 and the order of reinstatement of the petitioner passed by the Labour Court was upheld. But in spite of that the petitioner was not paid retiral/pensionary benefits including provident fund, gratuity etc. till date.

For the relief claimed, the petitioner served legal notice dated

23.1.2006 (Annexure P3) upon the respondents. But till date the respondents did not take any decision on the aforementioned legal notice.

Having heard the learned counsel for the petitioner and perused the paper book, we dispose of the writ petition at this stage with a direction to the respondents to take decision on the legal notice dated 23.1.2006 (Annexure P3) by passing a speaking order within a period of two months from the date of receipt of certified copy of this order, especially in view of the law laid down by Hon'ble the Supreme Court in the case of **"Salem Advocate Bar Association v. Union of India" (2005) 6 SCC 344.**

Petition stands disposed of in the above terms.

(M.M.KUMAR)
Judge

May 21, 2007 **(RAJESH BINDAL)**
dkb **Judge**